

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: David LEWIS, et al.

SERIAL NO: 10/766,857

FILED: January 30, 2004

FOR: PHARMACEUTICAL AEROSOL COMPOSITIONS CONTAINING HFA 227 AND HFA 134A

GAU: 1616

EXAMINER: J. Alstrum Acevedo



INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicant(s) wish to disclose the following information.

REFERENCES

- ☐ The applicant(s) wish to make of record the references listed on the attached form PTO-1449. Copies of the listed references are attached, where required, as are either statements of relevancy or any readily available English translations of pertinent portions of any non-English language references.
- ☐ A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

RELATED CASES

- ☒ Attached is a list of applicant's pending application(s), published application(s) or issued patent(s) which may be related to the present application. In accordance with the waiver of 37 CFR 1.98 dated September 21, 2004, copies of the cited pending applications are not provided. Cited published and/or issued patents, if any, are listed on the attached PTO form 1449.
- ☒ A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

CERTIFICATION

- ☐ Each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.
- ☒ No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this statement.

DEPOSIT ACCOUNT

- ☐ Please charge any additional fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to deposit account number 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.  
Norman F. Oblon

Thomas M. Cunningham

Registration No. 45,394

07/19/2006 SDENBOB1 00000094 10766857

02 FC:1806

180.00 OP

Customer Number

22850

Tel. (703) 413-3000  
Fax. (703) 413-2220  
(OSMMN 05/03)

Form PTO 1449  
(Modified)U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICEATTY DOCKET NO.  
248336US0DIVSERIAL NO.  
10/766,857

## LIST OF REFERENCES CITED BY APPLICANT

APPLICANT  
David LEWIS, et al.FILING DATE  
January 30, 2004GROUP  
1616

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	AA	2006/0083693 A1	4/20/06	LEWIS et al.			
	AB	2006/0120966 A1	6/8/06	CHURCH et al.			
	AC	2005/0152846 A1	7/14/05	DAVIES et al.			
	AD	2005/0129621 A1	6/16/05	DAVIES et al.			
	AE	6,713,047 B1	3/30/04	LEWIS et al.			
	AF						
	AG						
	AH						
	AI						
	AJ						
	AK						
	AL						
	AM						
	AN						

## FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	TRANSLATION	
					YES	NO
	AO					
	AP					
	AQ					
	AR					
	AS					
	AT					
	AU					
	AV					

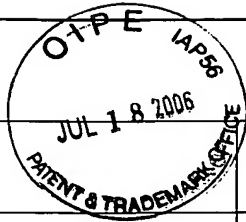
## OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, etc.)

	AW	
	AX	
	AY	
	AZ	<input type="checkbox"/> Additional References sheet(s) attached

Examiner

Date Considered

\*Examiner: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



LIST OF RELATED CASES CITED BY APPLICANT UNDER 37 CFR 1.56	Docket No.: 248336US0DIV	Serial No.: 10/766,857
	Inventor: David LEWIS, et al.	
	Filing Date: January 30, 2004	Group: 1616

**LIST OF RELATED CASES**

<u>Docket No.</u>	<u>Serial or Patent Number</u>	<u>Filing or Issue Date</u>	<u>Patent App. Publication No.</u>	<u>Inventor or Applicant</u>
290168US68	11/408,026	04/21/06		LEWIS, et al.
282154US0CONT	11/289,479	11/30/05	US2006/0083693 A1	LEWIS, et al.
270851US0PCT	10/531,867	09/16/05	US2006/0120966 A1	CHURCH, et al.
256873US0PCT	10/504,151	03/10/05	US2005/0152846 A1	DAVIES, et al.
256861US0PCT	10/505,679	01/26/05	US2005/0129621 A1	DAVIES, et al.
248336US0DIV*	10/766,857	01/30/04	US 2004/0184993 A1	LEWIS, et al.
208857US0PCT	6,713,047	03/30/04		LEWIS, et al.

Examiner

Date Considered

\*Present Application; listed for information  
NFO/ach/kch